

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

TWDept., – LTR –Revision Petition filed by Sri Gunnem Veera Brahma Chowdary and Sri Gunnem Ramachandra Rao S/o Late Krishna Rao aggrieved by the orders of the Agent to Government and District Collector, West Godavari in S.R.A. No.1/2006/F2, Dt: 18-06-2016 in respect of an extent of Ac.3.16 cts in R.S.No.93/2, an extent of Ac.6.12 cts in R.S.No.94/2 and an extent of Ac.6.12 cts in R.S.No.94/4, Total Ac.15-90 cts Schedule land of Barrinkalapadu (V), Jeelugumilli (M), West Godavari District – Allowed - Orders – Issued.

SOCIAL WELFARE (TW.LTR) DEPARTMENT

G.O.MS.No. 32

**Dated: 15-02-2019
Read the following:-**

1. The Revision Petition filed by by Sri. Gunnem Veera Brahma Chowdary and Gunnem Ramachandra Rao S/o Late Krishna Rao Dt. 23.09.2016.
2. Govt. Memo No. 10845/LTR-1/2001-3, Dt. 09.06.2017.
3. From the Special Deputy Collector (TW), Polavaram West Godavari District. Roc.29/2017, Dt.03.07.2017.
4. Govt. Lr. No. 358730/LTR-1/2016, Dt. 25.04.2018, 06.06.2018, 05.07.2018, 26.07.2018.

ORDER:

In the reference 1st read above, Sri. Gunnem Veera Brahma Chowdary and Sri Gunnem Ramachandra Rao S/o Late Krishna Rao has filed a Revision Petition before the Government aggrieved by the orders of the Agent to Government and District Collector, West Godavari District, Eluru in S.R.A. No.1/2006/F2, Dt: 18-06-2016 in respect of an extent of Ac.3.16 cts in R.S.No.93/2, an extent of Ac.6.12 cts in R.S.No.94/2 and an extent of Ac.6.12 cts in R.S.No.94/4, Total Ac.15.90 cts Schedule land of Barrinkalapadu (V), Jeelugumilli (M), West Godavari District.

2. In the reference 2nd read above, the Agent to Government –cum - District Collector, West Godavari District was requested to furnish parawise remarks & case records on the Revision Petition immediately for disposal of the Revision Petition.

3. The Special Deputy Collector (TW), Polavaram, West Godavari District has furnished parawise remarks and connected records vide reference 3rd read above.

4. In the reference 4th read above, the petitioners were called for the hearing along with the written arguments and record. The case has been heard on 19.05.2018, 23.06.2018, 21.07.2018 and finally heard on 18.08.2018. During the course of hearing of the case that the revision petitioners submitted their arguments as per their grounds in revision petition and on verification of documents and the grounds of revision and Parawise remarks as well as the other documents and material available on the record it is noticed that the primary authority passed ejectment order wherein the present revision petitioners failed to attend before him and on appeal by the present revision petitioners that the appellant authority held that the possession and enjoyment of the land by the present revision petitioners in violation of provisions of regulations and confirmed the order of primary authority.

5. The contention of the revision petitioners is that the transfer of the land taken place in favor of their father on 11.10.1969 and on a complaint the SDC (TW) disallowed the same holding that their father possession is rightful and there is no contravention of the provisions of regulations and disallowed the same in SR No.216/1992 dated 05-03-1993 and as such again the complaint is not maintainable.

6. The contention of the revision petitioners is that there is no violations of the transactions and their father is rightful owner in view of his purchase of the land prior to commencement of the regulation and they succeeded the same after his demise and they are in continuous possession enjoyment of the same even as per the revenue records.

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7. That considering the above material that in the considered opinion the orders of the lower authorities cannot be sustained as there is no violation in view of the lawful possession of the land by their father prior to commence of the regulation which is continuation possession and enjoyment even as seen from the pataadar pass books and cist receipts and other revenue record.

8. In the result the revision petition is allowed by setting aside the orders of the primary authority and appellant authority and the matter is decided in favor of petitioners.

9. The Collector & District Magistrate, West Godavari is requested to take necessary action in the matter accordingly and acknowledge the receipt of the case records which are returned herewith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**R.P.SISODIA
PRINCIPAL SECRETARY TO GOVERNMENT (TW)**

To

The District Collector, West Godavari District, Eluru. (w.e)

The Special Deputy Collector, Polavaram, West Godavari District.

Sri S.R. Sanku, Advocate, Plot No. 3, H. No. 11-20-5,

Electricity Office & Eton Temple High School, Huda Complex, Saroor Nagar,
Hyderabad – 500035.

Sri Gunnam Veera Brahma Chowdary

Sri Gunnam Ramachandra Rao S/o (Late) Krishna Rao

Vankavarigudem Panchyat, Jeelugumilli (M), West Godavari District.

Sri Punem Usappa S/o Kanappa, S.T. Barrenkalapadu (V), Jeelugumilli (M), West Godavari District.

The P.S. to Hon'ble Minister (TWE)

The P.S. to Prl.Secy (TW)

Sf/Sc

//FORWARDED:: BY ORDER //

SECTION OFFICER